

## Message Text

LIMITED OFFICIAL USE

PAGE 01 PORT A 03236 301427Z  
ACTION ARA-14

INFO OCT-01 ISO-00 IO-13 CIAE-00 DODE-00 PM-05 H-01  
INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02  
SS-15 USIA-06 DHA-05 /079 W  
-----113660 301851Z /43  
R 301414Z AUG 77  
FM AMEMBASSY PORT AU PRINCE  
TO SECSTATE WASHDC 6038  
INFO USMISSION USUN NEW YORK

LIMITED OFFICIAL USE PORT AU PRINCE 3236

E.O. 11652: N/A  
TAGS: PGOV SHUM HA  
SUBJ: HAITIAN HABEAS CORPUS

REF: A. PORT AU PRINCE 2985, B. PORT AU PRINCE 3225

1. FOREIGN SECRETARY BRUTUS TOLD CHARGE 29 AUGUST THAT HE HAD JUST SIGNED (ALL CABINET MEMBERS MUST SIGN NEW LAWS) NEW LAW PASSED BY LEGISLATIVE ASSEMBLY GUARANTEEING THAT ALL PRISONERS WOULD BE BROUGHT BEFORE A JUDGE WITHIN 24 HOURS OF THEIR ARREST. HE EXPECTED LAW TO BE PROMULGATED SHORTLY. NO LONGER, HE SAID, COULD PEOPLE BE STUFFED AWAY SOMEWHERE AND FORGOTTEN.

2. LAW ON DETENTION IS COMPANION TO LAW CREATING SPECIAL TRIBUNAL FOR POLITICAL PRISONERS (REF B). BOTH TRIBUNAL AND DETENTION (REFERRED TO AS HAITIAN EVUIVALENT TO HABEAS CORPUS) WERE REFERRED TO BY JUSTICE MINISTER DURING AMBASSADOR YOUNG VISIT (REF A) BUT BOTH HAVE BEEN IN THE WORKS FOR SOME TIME. BRUTUS SAID LAW ON DETENTION IS PATTERNED AFTER MODERN FRENCH LAW.

3. IMPLEMENTATION WILL BE MORE DIFFICULT THAN PROMULGATION  
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BUT GOH HAS ESTABLISHED IMPORTANT INCENTIVE FOR IMPROVEMENT OF PREVIOUSLY VERY LAX PRACTICE OF ARRAIGNMENT.  
MEADE

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** LAW, PRISONERS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 30-Aug-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977PORTA03236  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770313-0815  
**Format:** TEL  
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**Line Count:** 58  
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**Litigation Codes:**  
**Litigation History:**  
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**Message ID:** b363635f-c288-dd11-92da-001cc4696bcc  
**Office:** ACTION ARA  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 77 PORT AU PRINCE 2985, 77 PORT AU PRINCE 3225  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 28-Mar-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
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**Review Withdrawn Fields:** n/a  
**SAS ID:** 1656903  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** HAITIAN HABEAS CORPUS  
**TAGS:** PGOV, SHUM, HA  
**To:** STATE  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/b363635f-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009